

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

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MOOG INC.,

Plaintiff,

Case No.: 22-cv-187-LJV-JJM

vs.

**ORAL ARGUMENT
REQUESTED**

SKYRYSE, INC. ROBERT ALIN PILKINGTON, MISOOK
KIM, and DOES NOS. 1-50

Defendants.

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**ROBERT ALIN PILKINGTON AND MISOOK KIM'S NOTICE OF MOTION
TO DISMISS COUNTS SIX, NINE, AND TEN PURSUANT TO Fed. R. Civ. P. 12(b)(6)**

PLEASE TAKE NOTICE that upon the annexed memorandum of law in support of this motion and upon all prior pleadings and proceedings herein, Defendants Robert Alin Pilkington and Misook Kim, by and through their undersigned attorneys, will move this Court before the Honorable Lawrence J. Vilardo, United States District Judge, at the United States District Courthouse, located at 2 Niagara Square Buffalo, New York 14202, on a date to be set by the Court, for an Order dismissing sixth, ninth, and tenth counts from the summons and complaint, pursuant to Fed. R. Civ. P. 12, along with such further relief as the Court may deem just and proper.

Dated: New York, New York
May 31, 2021

By: /s/Alexander A. Truitt
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